IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 222 OF 2006

Shoaib Abbas Alikhan ...Applicant.

V/s

The State of Maharashtra
at the instance of Kurla
Police Station, Kurla,
Mumbai - 400 070,
vide, their C.R.No.401/05) ...Respondent.

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Mr. S.C. Singh for the applicant.

Ms. Rajeshree Gadhavi, APP for the State.

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**CORAM: V.M. KANADE, J.**

**DATE: 19th January, 2006**

P.C.:

1. Heard the learned Counsel for the applicant and the learned APP for the State.

2. The applicant has filed this application for an anticipatory bail since he has an apprehension that he is likely to be arrested in connection with C.R. No. 401 of 2005 registered with the Kurla Police Station. The application was preferred in the Sessions Court. However, the Sessions Court rejected the application only on the ground that while the order was being dictated the applicant ran away from the Court.

3. The learned Counsel appearing on behalf of the applicant has submitted that the applicant left the Court since his mobile phone started ringing and, therefore he had to leave the Court.

4. It is an admitted position that the applicant has acted as a mediator in a dispute which had arisen between the complainant and the nephew of the applicant. The Sessions Court also has recorded the fact that the applicant has vacated the premises and has taken away the articles and things belonging to him from the room which was given to him on leave and licence basis for a period of 11 months. Considering this fact, in my view, this is a fit case for grant of an anticipatory bail.

5. The applicant, in the event of his arrest by Kurla Police Station in connection with C.R. No.401 of 2005 be released on bail in the sum of Rs 10,000/- with one or two sureties in the like amount. The applicant shall report to Kurla Police Station for a period of four days commencing from 23/1/2006 from 11.00 a.m. to 5.00 p.m. With these directions, the application is disposed of.

V.M. KANADE, J.